IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE C.V.RAMULU

TAKEN UP WRIT PETITION NO : 12821 of 2004

Between:

Jeevaram Chowdary, R/o. Hyderabad.

..... PETITIONER

AND

1 The Sub-Inspector of Police, Chandanagar Police Station, Ranga Reddy District.
2 The Superintendent of Police, Ranga Reddy District at Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the

circumstances stated in the telegram sent by the petitioner herein the High Court will be pleased to issue an order, direction, or a Writ, more particularly one in the nature of Writ of Habeas Corpus directing the Respondents herein to produce the brother of the petitioner herein, viz;

Ghouthamchand, before this Hon'ble Court, who was taken away by the sub-Inspector of Police, Kushaiguda Police Station, and Mr. Veeranna, Sub-Inspector of Police, Chandanagar Police Station, along with 10 constables from the petitioner's shop on 17-7-2004 at about 1.30 P.M., apprehending danger to his life and set him at liberty forthwith.

Counsel for the Petitioner : TELEGRAM

Counsel for the Respondents: THE ADVOCATE GENERAL

The Court made the following :

ORAL ORDER:

(Per Hon'ble The Chief Justice)

...

1. We have perused the counter-affidavit of Mr.Veeranna, Sub-Inspector of Police, P.S. Chandanagar, against whom some allegations are made in the telegram that he detained the brother of the sender of the telegram.

2. In the counter-affidavit of 1st respondent, it is stated that Crime Nos.158/2004, 163/2004, 200/2002 and 199/2004 are registered against K. Gopal & others for committing theft of gold ornaments and that during investigation, the said persons were arrested, who confessed that the ornaments were given to the alleged detenue. It is further stated that when 1st respondent visited the shop of the alleged detenue, he informed 1st respondent that the gold ornaments given to him by the accused were taken away by the accused and that the alleged detenue was not arrested.

3. As per the averments made in the counter affidavit, the alleged detenue was neither arrested nor

under any unlawful custody. Recording the same, writ petition stands closed.

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DEVINDER GUPTA. C.J.,

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C.V. RAMULU. J.,

Dated: 05.08.2004.

VRK.

To

1 The Sub-Inspector of Police, Chandanagar Police Station, Ranga Reddy District.
2 The Superintendent of Police, Ranga Reddy District at Hyderabad.

3. The Special Officer, Public Interest Litigation Cell, High Court Buildings, Hyderabad.

4. The Secretary, A.P. State Legal Aid & Advisory Board, High Court Buildings, Hyderabad.

5. The Secretary to Government of A.P., Home Department, Secretariat, Hyderabad.

6. Two CD copies.

7. The Statiosn House Officer, Kushaiguda Police Station,

R.R. District.

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE C.V. RAMULU.

W.P.NO.12821 OF 2004.

(Order of the Bench delivered by

Hon'ble The Chief Justice)

Dt: 05.08.2004.